

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF MICHIGAN**

MARY LOU PETT, individually and on behalf
of all others similarly situated,

Plaintiff,

v.

PUBLISHERS CLEARING HOUSE, INC.,

Defendant.

Civil Action No. 2:22-CV-11389-DPH-EAS

**STIPULATION TO ALLOW PLAINTIFF
TO FILE FIRST AMENDED
COMPLAINT AND TO SET
DEFENDANT’S RESPONSIVE
PLEADING DEADLINE**

Complaint Filed: June 22, 2022

Complaint Served: June 30, 2022

Plaintiff Mary Lou Pett (“Plaintiff”) and Defendant Publishers Clearing House, Inc. (“PCH” and, together with Plaintiff, the “Parties”) hereby file this stipulation seeking an order from the Court permitting Plaintiff to file her First Amended Complaint (“FAC”) on or before September 19, 2022 and setting October 19, 2022 as PCH’s deadline to file its responsive pleading to the FAC (“Stipulation”). Good cause exists to grant this Stipulation based on the following facts:

1. On June 22, 2022, Plaintiff filed in the United States District Court for the Eastern District of Michigan a class action complaint against PCH (“Complaint”), alleging that PCH violated Michigan’s Preservation of Personal Privacy Act (“PPPA”). [Dkt. No. 1.]

2. Following Plaintiff’s filing of her Complaint, PCH investigated and is continuing to investigate Plaintiff’s cause of action and her allegations in support of same. The Parties have been meeting and conferring on the results of that investigation.

3. In light of that meet-and-confer process, the Parties filed on July 21, 2022 a stipulation to continue PCH’s responsive pleading deadline by 29 days. [Dkt. No. 8.] The Court

granted the stipulation on July 25, 2022, making PCH's current responsive pleading deadline August 19, 2022. [Dkt. No. 13.]

4. Since then, Plaintiff has identified an additional seven individuals who Plaintiff thinks may have a claim against PCH under the PPPA. PCH is investigating those individuals claims and, once complete, will meet and confer with Plaintiff on the results of the investigation.

5. In addition to identifying these additional seven individuals, Plaintiff sent to PCH a draft of her FAC, requesting that PCH stipulate to its filing.

6. The Parties met and conferred and agreed that:

- a. The Parties would stipulate to Plaintiff filing the FAC on or before September 19, 2022 (i.e., PCH's current responsive pleading deadline); and
- b. PCH's deadline to file its responsive pleading to the FAC would be October 19, 2022 to allow:
 - i. PCH to complete its investigation into the claims of the additional Plaintiffs named in the FAC; and
 - ii. The Parties to further meet and confer on those claims before engaging in any motions practice.

7. Therefore, the Parties respectfully request that the Court grant this Stipulation and enter an order:

- a. Permitting Plaintiff to file, on or before September 19, 2022, her FAC; and
- b. Setting PCH's deadline to respond to the FAC as October 19, 2022.

IT IS SO STIPULATED.

Dated: September 15, 2022

Respectfully submitted,

By: s/ Frank S. Hedin

Frank S. Hedin
Arun G. Ravindran
HEDIN HALL LLP
1395 Brickell Avenue, Suite 1140
Miami, Florida 33131
Tel: 305-357-2107
Fax: 305-200-8801
Email: fhedin@hedinhall.com
aravindran@hedinhall.com

Philip L. Fraietta
BURSOR & FISHER, P.A.
888 Seventh Avenue
New York, NY 10019
Tel: 646-837-7150
Fax: 212-989-9163
Email: pfraietta@bursor.com

Counsel for Plaintiff and the Putative Class

Dated: September 15, 2022

By: s/ Matthew D. Pearson

Casie D. Collignon
Matthew D. Pearson
BAKER HOSTETLER LLP
600 Anton Blvd., Suite 900
Costa Mesa, CA 92626
Tel.: 714-754-6600
Facs.: 714-754-6611
Email: mpearson@bakerlaw.com
SBN 294302

Attorneys for Defendant
PUBLISHERS CLEARING HOUSE, INC.

CERTIFICATE OF SERVICE

I hereby certify that on September 15, 2022, I caused to be electronically filed the foregoing **STIPULATION TO ALLOW PLAINTIFF TO FILE FIRST AMENDED COMPLAINT AND TO SET DEFENDANT’S RESPONSIVE PLEADING DEADLINE** using the CM/ECF system, which will send notification of such filing to all counsel of record.

/s/ Matthew D. Pearson_____